

EXHIBIT 211

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION
Civil Action No. 1:17-cv-02989-AT

DONNA CURLING, et al.,

Plaintiffs,

vs.

BRAD RAFFENSPERGER, et al.,

Defendants.

VIDEOTAPED DEPOSITION OF ROBERT A. SINNERS

DATE: September 28, 2022

TIME: 9:21 a.m. to 4:29 p.m. EDT

LOCATION: Krevolin & Horst LLC
1201 West Peachtree Street, NW
Suite 3250
Atlanta, GA 30309

REPORTED BY: Felicia A. Newland, CSR

Veritext Legal Solutions
1250 Eye Street, N.W., Suite 350
Washington, D.C. 20005

1 public reports and through your role at the
2 Secretary's Office of the breach of the Georgia
3 voting system that occurred in January of 2021 in
4 Coffee County, right?

5 A I have been aware through media
6 reports of unauthorized access into those systems.

7 Q But you were actually -- you were
8 aware of that situation before the media reports,
9 before it came to light in this case?

10 A No.

11 Q No one communicated with you about
12 that breach last year?

13 A No.

14 Q But you know Eric Chaney?

15 A I have spoken with him twice in the
16 course of my regular duties as EDO director. I was
17 reaching out to hundreds of election officials
18 across the state trying to find, you know,
19 Republican board members.

20 You know, we ran a comprehensive
21 poll-watching effort. I think we reached 110 out
22 of 159 counties. Coffee County was a low-priority

1 county, so we didn't have much interaction. But
2 no, I was not aware of any of that.

3 Q When you say "BDO," what is that?

4 A EDO.

5 Q Oh.

6 A Election Day Operations.

7 Q Got it.

8 A My -- my role.

9 Q Okay. But didn't you specifically
10 speak with Eric Chaney about concerns about the
11 reliability of the Dominion System?

12 A I got hundreds of reports and phone
13 calls from people about their concerns with the
14 voting system. I took very little action, if any,
15 on those because there was so much disinformation
16 out in the ether.

17 Q And you also communicated with Misty
18 Hampton in late 2020 as well, right?

19 A I don't believe in late 2020, but
20 early 2020, she had reached out to me about a
21 county commissioner meeting and asked me to submit
22 a FOIA -- or an open records request for the

1 transcript.

2 I received it. It was a discussion,
3 you know, about the machines. I forwarded that off
4 to attorneys and didn't really think twice about
5 it. Coffee County really wasn't -- you know, I'm
6 more focused on Fulton, DeKalb, Gwinnett, you know,
7 larger counties. It was not within my scope of my
8 role to have, you know, concerns about the voting
9 system. I'm a pragmatist. I can't change that. I
10 can get poll watchers. But, you know, people had
11 their theories.

12 Q So if Coffee County was not in the
13 scope of your responsibilities and wasn't a
14 priority --

15 A Well, it wasn't --

16 Q Hold on.

17 A Okay.

18 Q -- given what you just said about
19 that, why did you organize an entire lawsuit
20 involving Shawn Still --

21 A I didn't organize --

22 MR. TYSON: Object to form.

1 You can answer if you can.

2 THE WITNESS: What's that?

3 MR. TYSON: I said object to form.

4 You can answer it if you can.

5 THE WITNESS: I didn't organize a

6 lawsuit.

7 BY MR. CROSS:

8 Q You didn't organize the declarations?

9 A Organize the declarations? Can you
10 clarify?

11 Q There were declarations that were
12 filed as part of Shawn Still's lawsuit in Coffee
13 County, right?

14 A Yes.

15 Q Didn't you literally notarize them?

16 A Yeah, I notarized them. Yes.

17 Q But Coffee County wasn't in the scope
18 for you and it wasn't important?

19 A Not -- it was not important for me,
20 but I was asked to -- I mean you're referring to
21 going down with Alex Kaufman, he needed a notary,
22 he asked me if I was available. I said, "Yeah,

1 I'll get the hell out of Atlanta for a night."

2 I went down there and served as a
3 notary. What -- what the lawyers were doing was
4 their thing, you know? If they needed something
5 from me, they needed assistance, I'd give it.

6 Q How did you get there? Did you fly
7 or drive?

8 A He's a pilot, he flew.

9 Q You flew all the way to Douglas,
10 Georgia simply to serve as a notary on a lawsuit in
11 a county that was outside your scope, that was
12 unimportant, and a lawsuit that you say you didn't
13 understand. Is that your testimony?

14 MR. TYSON: I'll object to form.

15 You can answer.

16 THE WITNESS: Coffee County was not
17 my personal priority. My understanding of the
18 lawsuit is that they wanted to raise questions that
19 could benefit the Republican effort in the runoff
20 and they needed a notary.

21 BY MR. CROSS:

22 Q Is it your belief that there are no

1 notaries in Douglas, Georgia or anywhere closer
2 than Atlanta that requires a flight or --

3 A It was a Saturday, you know? I
4 went -- I was like, "Okay. I'll go. Sure."

5 Q Do you know that the UPS store has
6 notaries?

7 A Yeah.

8 Q But you flew down there -- your
9 testimony under oath is you flew down there simply
10 to notarize documents?

11 A He needed a notary. He wanted a
12 notary with him. The mechanics of the lawsuit, I'm
13 not as familiar with, yeah. Fly on a plane and get
14 out of Atlanta, yeah. Sure.

15 Q I'm sorry, who was "he" again?

16 A Alex Kaufman.

17 Q Who is Alex Kaufman? It's Kaufman?

18 A Kaufman.

19 Q Is that K-A-U-F-M-A-N?

20 A Yeah.

21 Q And who is he?

22 A He was deputy general counsel to the

1 Georgia GOP.

2 Q When did you fly down there for that?

3 A December 12th, I want to say.

4 Q Okay. How long were you there?

5 A Twelve to 18 hours. I think we got
6 there in the evening and left there in the morning
7 or midafternoon.

8 Q Okay. Have you remained in touch
9 with Alex Kaufman?

10 A I saw him last April. I would not
11 consider him a friend at this point.

12 Q Does he work at the law firm of Hall
13 Booth today?

14 A I believe so.

15 Q Do you know when he started that
16 position?

17 A I do not.

18 Q You mentioned earlier -- you said
19 they were filing the Shawn Still lawsuit, and you
20 described your understanding of the purpose of
21 that. Who's the "they"?

22 A Alex and I believe Kurt Hilbert filed

1 that.

2 Q Who is Kurt Hilbert?

3 A He's an attorney.

4 Q Where was he at the time employed?

5 A He has his own law firm.

6 Q Is that still the case today?

7 A Yeah, I believe so.

8 Q Who all did you meet with when you
9 were in Douglas on or around December 12th of 2021?

10 A We went to a steakhouse and just, you
11 know, started asking, you know, "Hey, what's your
12 voting experience?" And ran into a couple of
13 people that had hangups in the voting process. And
14 then I think Alex wanted to -- I think the whole
15 purpose was to interview some -- a guy that owns
16 like the local paper.

17 Q What was the steakhouse called?

18 A I don't know.

19 Q You guys went into a restaurant in
20 Douglas and asked random people what their
21 experience was with voting in the November 2020
22 election?

1 A You have an 80 percent Trump county
2 and you say you're working for Trump, they treated
3 us like royalty.

4 Q This wasn't something that you had
5 arranged in advance. You -- you went into the
6 restaurant and then asked people --

7 A Yeah.

8 Q -- you introduced yourselves as
9 associated with the Trump Campaign --

10 A Fly by the seat of your pants.

11 Q -- and asked people about their
12 voting experience?

13 A Yeah.

14 Q And is that where some of the
15 declarants came from in the lawsuit?

16 A Yes.

17 Q And was it just you and Mr. Kaufman
18 that was having those conversations with these
19 folks or was someone else involved?

20 A Just us I believe.

21 Q Okay.

22 A I mean, we're the only ones that went

1 down there, so . . .

2 Q From Atlanta?

3 A Well, I mean, it was he and I.

4 Q And so you notarized the declarations
5 that day?

6 A Yes.

7 Q So between the time that you guys
8 identified the declarants, you know, some of the
9 folks who were at the steakhouse, and you notarized
10 them, who actually typed them up?

11 A I think Alex did.

12 Q How did you print them?

13 A I think there was a printer at the
14 Hampton Inn.

15 Q I see.

16 So you could talk to people at the
17 steakhouse, find declarants, kind of get their
18 story, type it up, print it at the hotel, and then
19 have them sign it and you could notarize it the
20 same day?

21 A Yeah.

22 Q Okay.

1 A And then there was like a thing in
2 place, an executive order that you could do like
3 virtual. So, you know, we would get their phone
4 number, swear them, I'd stamp it, or something like
5 that, yeah.

6 Q Okay. Do you know why that lawsuit
7 was dropped on January 7th, 2021, the same day that
8 the initial breach occurred in the Coffee County
9 Election Office?

10 A No --

11 MR. TYSON: Object to form.

12 You can answer if you can.

13 THE WITNESS: -- I don't.

14 BY MR. CROSS:

15 Q No one communicated with you about
16 that?

17 A No.

18 Q When you were in Douglas on or around
19 December 12th, it's your testimony that you did not
20 have any interactions or communications with any
21 members of the Coffee County Election Board?

22 A I don't believe I did.

1 A I don't believe so.

2 Q You weren't communicating with
3 Mr. Chaney in this time frame around about this
4 issue?

5 A November 19th? No, I don't think
6 that's me because I would have been able to just
7 get the election bulletin from the Secretary of
8 State's Office. I wouldn't have needed to -- to
9 get that from them. I don't think -- I don't think
10 that's me.

11 Q Okay.

12 A And then thereafter, the "SOS" and
13 "Gov," yeah, I was not after the SOS and the Gov,
14 so . . .

15 Q Did you ever ask Mr. Chaney or anyone
16 else for this election bulletin?

17 A I think I asked Eric Chaney for a
18 letter at some point about like not recertify --
19 not decert -- or not being able to certify. But
20 yeah, I don't think this is regarding me,
21 especially 11/19, November 19th. Yeah, I don't
22 think that's me.

1 MR. CROSS: This is Tab 13 for my
2 team.

3 MR. TYSON: Is this a completing
4 letter or -- there's only one page on this version?

5 MR. CROSS: Yeah, it's -- it looks --
6 it was produced to us this way --

7 MR. TYSON: Okay.

8 MR. CROSS: -- is my understanding.

9 BY MR. CROSS:

10 Q Mr. Sinners --

11 (Discussion had off the record.)

12 BY MR. CROSS:

13 Q All right. Do you recognize
14 Exhibit 11? It's a document that you produced.

15 A I think it's the letter -- the letter
16 regarding certification or whatever for Coffee
17 County.

18 Q It's actually a draft --

19 A Yeah.

20 Q -- of the letter, right?

21 A Yes.

22 Q Why did you receive a draft of that

1 letter before it went to the Secretary's Office?

2 A I don't know. I mean, this is around
3 the same time that Eric and Misty reached out, so,
4 you know, they sent me whatever they had and their
5 concerns. And, you know, I probably sent this to
6 attorneys and then moved on with my day.

7 MR. CROSS: Mr. Sinners, why don't we
8 take a break. We've been going about an hour and a
9 half.

10 VIDEOGRAPHER: The time is 10:40 a.m.
11 We are off video record.

12 (Recess from 10:40 a.m. to 10:43 a.m.)

13 VIDEOGRAPHER: The time is 10:43 a.m.
14 We are back on video record.

15 (Recess from 10:40 a.m. to 10:43 a.m.)

16 VIDEOGRAPHER: The time is 10:43 a.m.
17 We are back on video record.

18 MR. CROSS: We're at Exhibit 12?

19 (Sinners Deposition Exhibit Number 12
20 marked for identification.)

21 BY MR. CROSS:

22 Q All right. Let me hand you what's

1 been marked as Exhibit 12. Exhibit 12, the cover
2 e-mail is from Eric Chaney to you on December 8th,
3 2020, right?

4 A Yep.

5 Q And there's an attachment entitled,
6 "Signed Letter to NOT" -- "not" is in all caps --
7 "Certify Electronic Recount."

8 Do you see that?

9 A Yes.

10 Q And there's another attachment
11 entitled, "Discrip" -- D-I-S-C-R-I-P -- "in
12 recount." Do you see that?

13 A Yep.

14 Q And he's ending you an e-mail that
15 Misty Hampton had forwarded -- or sorry, that had
16 sent to Eric Chaney and Matt McCullough below the
17 same day. Do you see that?

18 A Yes.

19 Q And then if you turn, you'll see the
20 two attachments. One is a letter from the chair of
21 the Coffee County Board of Elections to Brad
22 Raffensperger, dated December 4th of 2020,

1 indicating that the board was not going to certify
2 the electronic recount numbers.

3 Do you see that?

4 A Yeah.

5 Q And what did you do with the
6 information that Mr. Chaney sent you here?

7 A I think I gave it to the attorneys.
8 You know, we had been hearing of things going on,
9 that they had an issue, that they were not going to
10 certify, so we wanted a copy of the letter.

11 Q So this was something that you guys
12 had requested, the letter?

13 A I think attorneys working for the
14 GOP, you know the Republican team, requested it. I
15 might have reached out and said, "Hey, can you
16 forward me the letter?"

17 But yeah, I mean, you know, that was
18 more of a legal thing. Yeah.

19 Q And you say -- you said a few times
20 that there were things that you probably forwarded
21 on to the attorneys. What attorneys are you
22 talking about?

1 A Probably Alex Kaufman, Ray Smith.
2 Ray was our local campaign counsel that advised the
3 campaign. You know, there are probably ten
4 attorneys that were kind of working tangentially.
5 By then, a lot -- a couple have trailed out, but I
6 probably forwarded this to, you know, Ray or Alex
7 or somebody to take a look. I know -- I think that
8 this letter had involvement in the lawsuit against
9 Coffee County, the Still v. Raffensperger.

10 Q I'm sorry. Say that again.

11 A I -- I think this letter played into
12 the lawsuit of Still v. Raffensperger.

13 Q How so?

14 A I think it was one of the things they
15 included.

16 Q In the filing you mean?

17 A Yeah. Yeah.

18 Q One of the things that was sought --
19 MR. CROSS: Sorry.

20 MS. CINO: It's coming on at 11.

21 MR. CROSS: Okay. That's fine.

22

1 Q If you look in the middle, do you see
2 there's a date of January 6, 2021, 4:26 p.m.,
3 Ms. Hampton, in the green, sends a text message to
4 Eric Chaney saying, "Scott Hall is on the phone
5 with Cathy, but wanting to come scan our ballots
6 from the general election like we talked about the
7 other day"?

8 A Uh-huh.

9 Q Yes?

10 A Yes, I see that.

11 Q Then if you come to the bottom of
12 that same page, do you see -- January 7, 2021,
13 10:18 in the morning, Ms. Hampton texts Eric
14 Chaney, "Are you coming to the office? I need a
15 board member to be here when we transfer ballots."
16 He says, "I'll be there at 11:00."

17 Do you see that?

18 A Yeah.

19 Q And then January 7th, 7:24 p.m.,
20 Mr. Chaney sends a phone number to Ms. Hampton and
21 writes, "Let's switch to Signal."

22 Do you see that?

1 A Yeah.

2 Q So we're looking at the day when we
3 now know that the SullivanStrickler team, Scott
4 Hall, someone identifies a programmer with Scott
5 Hall, went into the Coffee County Election Office
6 with Cathy Latham and Eric Chaney and others to
7 copy voting election equipment and data. That's
8 the day that we're looking at, right?

9 A Sure.

10 Q Okay. And the number that Mr. Chaney
11 sends to Ms. Hampton, that's your personal cell,
12 right?

13 A That is.

14 Q And is it your testimony that no one
15 spoke to you, texted you, messaged you,
16 communicated with you in any way about what
17 happened in the election office that day?

18 A Yeah.

19 Q You don't have any idea why
20 Mr. Chaney sent your cell number to Misty Hampton
21 at the time that they were wrapping up or had just
22 finished copying the voting software and the data?

1 know, two to three e-mails or phone calls. But
2 they did nothing. They offered me personally no
3 value because they couldn't get me poll watchers.
4 Coffee County isn't a high-priority target. I'm
5 focused on Fulton and Gwinnett.

6 And yeah, I mean, going into the
7 runoff, I had no interest in Coffee County. It
8 was like -- you know, I think the Still V.
9 Raffensperger suit was -- I think what they were
10 still asking for related to the runoff.

11 BY MR. CROSS:

12 Q Going into the runoff, you had no
13 interest in Coffee County apart from getting on a
14 flight and spending two days down there finding
15 declarants for a lawsuit?

16 A If it helped in the runoff. Alex is
17 a good lawyer, but he's not -- I mean, he's -- I
18 have thoughts on him personally, but -- at this
19 point. But I think he's a good lawyer. I think he
20 has a good head on his shoulders. I think he saw
21 this is our weak point.

22 Part of the whole job of EDO is to

1 identify weak points in the system and find ways to
2 correct them. I thought he saw that as a, you
3 know, weak point in the system that would help get
4 us some sort of relief for the runoff. That's my
5 understanding of the lawsuit at least.

6 Q Sure.

7 How was the Shawn Still lawsuit going
8 to help the runoff?

9 A I'm not really sure, but I think that
10 was one of the things they asked for, was like
11 continued relief. You know, maybe something with
12 the way votes are processed or absentee voting.
13 I'm really not versed on the lawsuit.

14 But there was kind of a quiet move to
15 the runoff by a lot of people because Trump v.
16 Raffensperger was out there. If it got moved on by
17 a judge, there may be something that happens there.
18 But you can't spend your time focused on the past
19 when you have a runoff coming up in three weeks.

20 Q So you were hired into the
21 Secretary's office in February of 2021, right?

22 A That's correct.

1 Q What day?

2 A Probably the 1st, if I had to guess.

3 Q Okay. So you were hired into the
4 Secretary's office almost immediately after
5 individuals went into Coffee County and gained
6 unauthorized access to the voting equipment there,
7 right?

8 MR. TYSON: I'll object to form.

9 You can answer.

10 THE WITNESS: I've never made that
11 connection, but, you know, sure. You know, maybe I
12 was hired after people ransacked the Capitol. I
13 was hired after a guy went through a stop sign. I
14 mean, there's a lot of -- I was looking for a new
15 job.

16 BY MR. CROSS:

17 Q Did anyone who ransacked the Capitol,
18 to your knowledge, send your personal cellphone
19 number to others who ransacked the Capitol in the
20 way that Mr. Chaney and Ms. Hampton did on the day
21 of the breach?

22 MR. TYSON: I'll object to form.

1 bad way, but as sort of a tip to get more
2 information?

3 A It was a tip.

4 Q Okay. Moving ahead a little bit to
5 your visit to Coffee County.

6 A Sure.

7 Q That was, I think, you said on the
8 12th of December. Is that correct?

9 A That is correct.

10 Q Who did you see down there that you
11 already knew or that you knew of?

12 I know you met some people at the
13 steakhouse, but who else did you meet when you were
14 down there?

15 A Nobody.

16 Q Mr. Preston?

17 A He had -- he had -- he got
18 interviewed by Alex Kaufman.

19 Q So you didn't see him?

20 A I may have seen him, I may have
21 shaken his hand. But that was my understanding,
22 Alex wanted to interview him for Still v.

CERTIFICATE OF NOTARY PUBLIC

I, FELICIA A. NEWLAND, CSR, the officer before whom the foregoing videotaped deposition was taken, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me in stenotype and thereafter reduced to typewriting under my direction; that said deposition is a true record of the testimony given by said witness; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.



FELICIA A. NEWLAND, CSR

Notary Public

My commission expires:

September 15, 2024

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Curling, Donna v. Raffensperger, Brad

Robert A. Sinners (#5468186)

E R R A T A S H E E T

PAGE 13 LINE 1 CHANGE No ConvictionREASON Inaccurate

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Robert A. Sinners

10/31/22

Date

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1 Curling, Donna v. Raffensperger, Brad

2 Robert A. Sinners (#5468186)

3 ACKNOWLEDGEMENT OF DEPONENT

4 I, Robert A. Sinners, do hereby declare that I
5 have read the foregoing transcript, I have made any
6 corrections, additions, or changes I deemed necessary as
7 noted above to be appended hereto, and that the same is
8 a true, correct and complete transcript of the testimony
9 given by me.

10  10/31/22

11 Robert A. Sinners

Date

12 *If notary is required

13 SUBSCRIBED AND SWORN TO BEFORE ME THIS

14 30 DAY OF October, 2022.

15
16
17 

18 NOTARY PUBLIC

19 My Commission Expires May 24, 2024

20
21
22
23
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